

## STATE OF MINNESOTA

## NINETY-SECOND SESSION — 2021

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 FIFTY-FOURTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 11, 2021

The House of Representatives convened at 4:30 p.m. and was called to order by Dan Wolgamott, Speaker pro tempore.

Prayer was offered by Vicar John Swanson, Luther Seminary Student at All Saints Lutheran Church, Cottage Grove, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

Speaker pro tempore Wolgamott called Vang to the Chair.

The roll was called and the following members were present:

Acomb	Davids	Haley	Kotzya-Witthuhn	Murphy	Robbins
Agbaje	Davnie	Hamilton	Koznick	Nash	Sandell
Akland	Demuth	Hansen, R.	Lee	Nelson, M.	Sandstede
Albright	Dettmer	Hanson, J.	Liebling	Nelson, N.	Schomacker
Anderson	Drazkowski	Hassan	Lillie	Neu Brindley	Schultz
Backer	Ecklund	Hausman	Lippert	Noor	Scott
Bahner	Edelson	Heinrich	Lislegard	Novotny	Stephenson
Bahr	Elkins	Heintzeman	Long	O'Driscoll	Sundin
Baker	Erickson	Her	Lucero	Olson, B.	Swedzinski
Becker-Finn	Feist	Hertaus	Lueck	Olson, L.	Theis
Bennett	Fischer	Hollins	Mariani	O'Neill	Thompson
Berg	Franke	Hornstein	Marquart	Pelowski	Torkelson
Bernardy	Franson	Howard	Masin	Petersburg	Urdahl
Bierman	Frazier	Huot	McDonald	Pfarr	Vang
Bliss	Frederick	Igo	Mekeland	Pinto	Wazlawik
Boe	Freiberg	Johnson	Miller	Poston	West
Boldon	Garofalo	Jordan	Moller	Pryor	Winkler
Burkel	Gomez	Jurgens	Moran	Quam	Wolgamott
Carlson	Green	Keeler	Morrison	Raleigh	Xiong, J.
Christensen	Greenman	Kiel	Mortensen	Rasmusson	Xiong, T.
Daniels	Grossell	Klevorn	Mueller	Reyer	Youakim
Daudt	Gruenhagen	Koegel	Munson	Richardson	Spk. Hortman

A quorum was present.

Kresha and Pierson were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.

**PETITIONS AND COMMUNICATIONS**

The following communications were received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
SAINT PAUL 55155

April 27, 2021

The Honorable Melissa Hortman  
Speaker of the House of Representatives  
The State of Minnesota

Dear Speaker Hortman:

Please be advised that I have received, approved, signed, and deposited in the Office of the Secretary of State the following House File:

H. F. No. 729, relating to public safety; appropriating money for public safety costs related to civil unrest; requiring a report.

Sincerely,

TIM WALZ  
Governor

STATE OF MINNESOTA  
OFFICE OF THE SECRETARY OF STATE  
ST. PAUL 55155

The Honorable Melissa Hortman  
Speaker of the House of Representatives

The Honorable Jeremy R. Miller  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2021 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S. F. No.</i>	<i>H. F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2021</i>	<i>Date Filed 2021</i>
	729	13	4:42 p.m. April 27	April 27

Sincerely,

STEVE SIMON  
Secretary of State

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
SAINT PAUL 55155

May 6, 2021

The Honorable Melissa Hortman  
Speaker of the House of Representatives  
The State of Minnesota

Dear Speaker Hortman:

Please be advised that I have received, approved, signed, and deposited in the Office of the Secretary of State the following House File:

H. F. No. 820, relating to Open Meeting Law; providing for recording votes and interactive technology; providing for meetings during certain emergencies; allowing a member of a public body to attend a meeting from a private location more than three times in calendar year 2021.

Sincerely,

TIM WALZ  
Governor

STATE OF MINNESOTA  
OFFICE OF THE SECRETARY OF STATE  
ST. PAUL 55155

The Honorable Melissa Hortman  
Speaker of the House of Representatives

The Honorable Jeremy R. Miller  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2021 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S. F. No.</i>	<i>H. F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2021</i>	<i>Date Filed 2021</i>
	820	14	2:11 p.m. May 6	May 6
151		15	2:11 p.m. May 6	May 6
1020		16	2:11 p.m. May 6	May 6

Sincerely,

STEVE SIMON  
Secretary of State

**INTRODUCTION AND FIRST READING OF HOUSE BILLS**

The following House Files were introduced:

Rasmusson introduced:

H. F. No. 2610, A bill for an act relating to retirement; volunteer firefighter relief associations; requiring special fund assets to be invested with the State Board of Investment; requiring an investment portfolio review; revising the investment disclosure requirement for volunteer firefighter relief associations; amending Minnesota Statutes 2020, sections 356.645; 356.646; 356A.06, subdivision 5; 424A.095.

The bill was read for the first time and referred to the Committee on State Government Finance and Elections.

Rasmusson introduced:

H. F. No. 2611, A bill for an act relating to capital investment; appropriating money for a regional trail segment in Maplewood State Park; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Robbins introduced:

H. F. No. 2612, A bill for an act relating to health; providing for informed consent for pelvic examinations of an anesthetized or unconscious patient; establishing a penalty; proposing coding for new law in Minnesota Statutes, chapter 145.

The bill was read for the first time and referred to the Committee on Health Finance and Policy.

Torkelson introduced:

H. F. No. 2613, A bill for an act relating to state lands; providing for conveyance of certain surplus state land.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy.

Agbaje introduced:

H. F. No. 2614, A bill for an act relating to capital investment; appropriating money for the reconditioning of the Hennepin Avenue Suspension Bridge; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Ecklund and Sundin introduced:

H. F. No. 2615, A bill for an act relating to capital investment; appropriating money for a wastewater treatment facility in Babbitt; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Capital Investment.

Neu Brindley introduced:

H. F. No. 2616, A bill for an act relating to arts and cultural heritage; appropriating money for Veterans Memorial Plaza in Wyoming.

The bill was read for the first time and referred to the Committee on Legacy Finance.

### **MESSAGES FROM THE SENATE**

The following messages were received from the Senate:

Madam Speaker:

I hereby announce the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 1470, A bill for an act relating to emergency powers; nullifying Executive Order 20-79; prohibiting the governor from issuing modifications to landlord and tenant law; providing for a phaseout of the eviction moratorium; prohibiting eviction actions for nonpayment of rent against tenants with pending applications for rental assistance; modifying requirements of 504B; proposing coding for new law in Minnesota Statutes, chapter 12.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Senators Draheim, Duckworth and Dziedzic.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

CAL R. LUDEMAN, Secretary of the Senate

Hausman moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1470. The motion prevailed.

Madam Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1712.

CAL R. LUDEMAN, Secretary of the Senate

**FIRST READING OF SENATE BILLS**

S. F. No. 1712, A bill for an act relating to retirement; temporarily extending the grandfather provision regarding actuarial assumptions used to compute an annuity in the unclassified state employees retirement plan; reducing the postretirement adjustment and eliminating the triggers that would increase the postretirement adjustment upon attainment of specified funding thresholds for the Judges Retirement Plan; revising eligibility for H-1b visa employees under the Minnesota State Retirement System and the Public Employees Retirement Association to comply with federal law and permitting the purchase of prior service credit; extending the time period for service credit for periods of military leave under the plans administered by the Public Employees Retirement Association; making changes of an administrative nature to the statutes applicable to the Public Employees Retirement Association and the St. Paul Teachers Retirement Fund Association; permitting the allocation of fire state aid between the Statewide Volunteer Firefighters Plan and municipalities; delaying an increase in the employee contribution rates by one year for the St. Paul Teachers Retirement Fund Association; making changes to the statutes applicable to volunteer firefighter relief associations recommended by the State Auditor's fire relief association working group; providing full vesting and distribution of accounts for firefighters assigned to the Nowthen fire station and revising applicable law to permit payment of fire state aid to Nowthen and midyear participation in the Statewide Volunteer Firefighter Plan; revising the deadline for bill drafting requests to commission staff from agencies and pension systems; mandating work groups on pension benefits for 911 telecommunicators and allocating firefighter supplemental state aid; increasing the benefit for a former Department of Labor and Industry employee who retired in reliance on erroneous benefit estimates; authorizing the transfer of service credit from the MSRS General Plan to the Correctional Plan for a Department of Human Services employee; making technical clarifications and corrections to retirement statutes; amending Minnesota Statutes 2020, sections 352.01, subdivision 2b; 352D.06, subdivision 1; 353.01, subdivisions 2b, 16, 28; 353.014, subdivision 4; 353.0162; 353.27, subdivision 12; 353.30, subdivisions 1a, 1b, 1c; 353.335; 353.34, subdivision 2; 353D.071, subdivisions 1, 2; 353E.02, subdivision 2; 354A.12, subdivision 1; 354A.31, subdivision 7; 356.415, subdivision 1f; 356.635, subdivision 1; 424A.001, by adding a subdivision; 424A.01, subdivision 2; 424A.014, subdivisions 1, 2; 424A.015, subdivision 7; 424A.016, subdivisions 4, 6; 424A.02, subdivision 3; 424A.05, subdivision 3b; 424A.10, subdivision 2; 424B.01, subdivisions 3a, 3b, 3d, 3g, 3h, 3i, 4a, 5b, 5c, by adding a subdivision; 424B.04, subdivision 3; 424B.13, subdivisions 2, 4, 5, 6, 8, 9, 10; 424B.22, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10; 477B.01, subdivision 1; 477B.04, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 356B; 424B; 477B; repealing Minnesota Statutes 2020, section 356B.05; Laws 2020, chapter 108, article 14, section 1.

The bill was read for the first time and referred to the Committee on Ways and Means.

**REPORT FROM THE COMMITTEE ON RULES  
AND LEGISLATIVE ADMINISTRATION**

Winkler from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bill to be placed on the Calendar for the Day for Thursday, May 13, 2021 and established a prefiling requirement for amendments offered to the following bill:

H. F. No. 600.

**MOTIONS AND RESOLUTIONS**

Mariani moved that the name of Winkler be added as chief author on H. F. No. 445. The motion prevailed.

O'Neill moved that the names of Erickson, Poston, Haley, Dettmer, Berg, Backer, Jurgens, Lillie, Kotyza-Witthuhn, Edelson, Bennett, Franson and Gruenhagen be added as authors on H. F. No. 2338. The motion prevailed.

Lee moved that the names of Hollins, Agbaje, Keeler, Freiberg, Reyer, Becker-Finn, Jordan and Hanson, J., be added as authors on H. F. No. 2604. The motion prevailed.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1470:

Hausman, Howard and Theis.

#### ADJOURNMENT

Winkler moved that when the House adjourns today it adjourn until 4:30 p.m., Wednesday, May 12, 2021. The motion prevailed.

Winkler moved that the House adjourn. The motion prevailed, and Speaker pro tempore Vang declared the House stands adjourned until 4:30 p.m., Wednesday, May 12, 2021.

PATRICK D. MURPHY, Chief Clerk, House of Representatives

